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FILED

JUNE 2, 2004

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By: Joyce Brown
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS
DOCKET NO.

IN THE MATTER OF THE SUSPENSION)	
OR REVOCATION OF THE LICENSE OF)	Administrative Action
)	
KENNETH UNG, M.D.)	CONSENT ORDER
)	
TO PRACTICE MEDICINE AND SURGERY)	
IN THE STATE OF NEW JERSEY)	

This **matter** was opened to the New Jersey State Board of Medical Examiners upon receipt of information that respondent allegedly **engaged** in a pattern of indiscriminate prescribing of Controlled Dangerous Substances (CDS) to T.U., P.S., **T.S.**, B.R. and M.J. and he was deficient in his medical record keeping. Respondent, represented by Jacqueline Carolan, Esq., appeared and testified before the Preliminary Evaluation Committee of the Board. Respondent through his testimony admitted that he prescribed CDS medication for T.U., P.S., and T.S. without maintaining records of such treatment and prescriptions, nor did he perform a physical examination on **these** patients. Respondent also admitted he did not contact the primary care physician for two gynecological patients,

CERTIFIED TRUE COPY

B.R. and M.J., for whom he prescribed CDS, although he knew each of these patients was taking CDS that had been prescribed by a primary **care physician**. There were **several** other names of individuals who had filled prescriptions for CDS on prescription pads listing respondent as the prescribing physician. Respondent testified that he never saw any of **these** individuals as a patient, he never heard of these people and he did not prescribe medication to them. Respondent, through counsel, acknowledged that he did prescribe medication for T.U., P.S. and T.S. and **he** is aware it was wrong to do so without following the relevant directives set forth in the statute and regulations of the Board of **Medical** Examiners. **As** to the other individuals respondent did not recognize, it was explained that he conducted an investigation and concluded **there** was nothing to indicate that any of his prescription pads **were** missing. Counsel **represented that** upon review of respondent's patient records, deficits have been identified and respondent will implement changes to ensure the safeguarding of all prescription blanks and proper record keeping including the recording of all treatment and prescriptions.

The parties being desirous of resolving this matter without the necessity of formal proceedings, and it **appearing** that respondent **has** read the **terms** of the within Order and understands their meaning and effect and consents to be bound **by** same, and it further appearing that the Board finds that the within Order is

adequately **protective** of the public interest, and it therefore appearing that good cause **exists** for the entry of the within Order,

IT IS ON THIS 2ND DAY OF JUNE 2004,

ORDERED THAT;

1. Respondent shall be and hereby is **reprimanded** for prescribing medication **without** maintaining records of **treatment** of the **patient** and prescriptions in violation of N.J.A.C. 13:35-6.5.

2. Respondent shall pay a **civil** penalty of ten thousand dollars (\$10,000.00) by submitting a certified check or **money order made** payable to the State Board of Medical Examiners at P.O. Box 183, Trenton, New **Jersey** 08625-0183 within thirty (30) days of the entry date of this Order.

3. Respondent shall pay casts in the amount of \$553.44 by submitting a **certified check or money order made** payable to the State Board of Medical Examiners at P.O. Box 183, Trenton, New **Jersey** 08625-0183 within thirty (30) days of the entry of this Order.

4. Failure to timely remit any payment required by the Order will result in the **filing** of a **Certificate** of Debt.

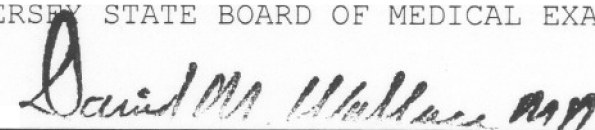
5. Within six (6) months of the **entry** date of this **Order**, respondent shall enroll in and complete a record keeping course that is satisfactory to the Board.

6. Within six (6) months of the: entry date of this Order, respondent shall enroll in and submit proof of **successful** completion of a course on prescribing CDS **that** is pre-approved by the Board.

7. Failure to comply with any of the terms of this Consent Order may result in further disciplinary action.

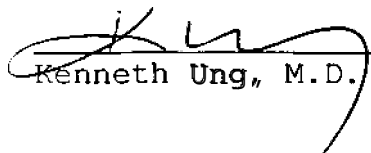
NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By:

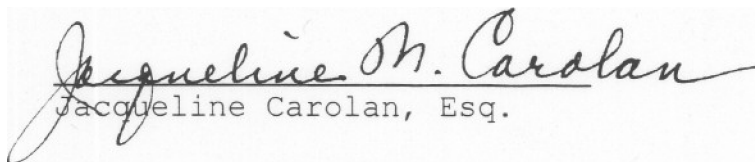


David M. Wallace, M.D.
Board President

I have read and understand
the contents **of** this Order
and **agree** to **be** bound by its
terms. Consent is hereby
given to **the** Board to enter
this Order.


Kenneth Ung, M.D.

Consent as to form:


Jacqueline Carolan, Esq.